

FILED

February 27, 2023 08:44 AM

SX-2023-CV-00052

TAMARA CHARLES
CLERK OF THE COURT

**IN THE SUPERIOR COURT OF THE VIRGIN ISLANDS
DIVISION OF ST. CROIX**

NICOLE WOOTEN,

Plaintiff,

v.

LIMETREE BAY TERMINALS d/b/a
OCEAN POINT TERMINALS, PORT
HAMILTON REFINING AND
TRANSPORTATION, WEST INDIES
PETROLEUM, LTD., and LIMETREE
BAY REFINERY, LLC, as a nominal
Defendant,

Defendants.

Civil No. SX-2023-CV-00052

ACTION FOR DAMAGES

JURY TRIAL DEMANDED

NOTICE OF PROOF OF SERVICE

COMES NOW Plaintiff, by and through the undersigned counsel, and hereby files
Plaintiff's Notice of Proof of Service of the Summons and First Amended Complaint upon
Defendant West Indies Petroleum, Ltd. See **Exhibit 1**.

RESPECTFULLY SUBMITTED
LEE J. ROHN AND ASSOCIATES, LLC
Attorneys for Plaintiff

DATED: February 27, 2023

BY: /s/ Lee J. Rohn
Lee J. Rohn, Esq.
VI Bar No. 52
1108 King Street, Suite 3 (mailing)
56 King Street, Third Floor (physical)
Christiansted, St. Croix
U.S. Virgin Islands 00820
Telephone: (340) 778-8855
lee@rohnlaw.co

LEE J. ROHN AND
ASSOCIATES, LLC
1108 King St, Ste 3
Christiansted, VI
00820
Tel: 340.778.8855
Fax: 340.773.2954
lee@rohnlaw.com

EXHIBIT
1

FILED

February 27, 2023 08:44 AM

SX-2023-CV-00052

TAMARA CHARLES

CLERK OF THE COURT

Affidavit of Process Server

SUPERIOR COURT OF THE VIRGIN ISLANDS DIVISION OF ST. CROIX

(NAME OF COURT)

WOODEN, Nicole

PLAINTIFF/PETITIONER

VS

Limetree Bay Terminals, et al.

DEFENDANT/RESPONDENT

SX-23-CV-52

CASE NUMBER

I DEIRDRE FINCH

, being first duly sworn, depose and say: that I am over the age of 18 years and not a party to this action, and that within the boundaries of the state where service was effected, I was authorized by law to perform said service under Superior Court License No. 52/2014.

Service: I served Kye Walker, as the Resident Agent for West Indies Petroleum, LTD.

NAME OF PERSON / ENTITY BEING SERVED

with (list documents)

SUMMONS AND COMPLAINTby leaving with Precious Hardcastle

NAME

Receptionist/Legal Assistant

RELATIONSHIP

☐ Residence

ADDRESS

CITY / STATE

☒ Business 16 AA Church Street

ADDRESS

Christiansted, St. Croix

CITY / STATE

On February 21, 2023

DATE

AT

0905hrs

TIME

☐ Inquired if subject was a member of the U.S. Military and was informed they are not.

Thereafter copies of the documents were mailed by prepaid, first class mail on

DATE

from

CITY

STATE

ZIP

Manner of Service:☐ **Personal:** By personally delivering copies to the person being served.☐ **Substituted at Residence:** By leaving copies at the dwelling house or usual place of abode of the person being served with a member of the household over the age of _____ and explaining the general nature of the papers.☒ **Substituted at Business:** By leaving, during office hours, copies at the office of the person/entity being served with the person apparently in charge thereof.☐ **Posting:** By posting copies in a conspicuous manner to the front door of the person/entity being served.

Non-Service: After due search, careful inquiry and diligent attempts at the address(es) listed above, I have been unable to effect process upon the person/entity being served because of the following reason(s):

☐ **Unknown at Address** ☐ **Moved, Left no Forwarding** ☐ **Service Cancelled by Litigant** ☐ **Unable to Serve in Timely Fashion**☐ **Address Does Not Exist** ☐ **Other** _____

Service Attempts: Service was attempted on: (1) _____ (2) _____

DATE

TIME

DATE

TIME

(3) _____ (4) _____ (5) _____

DATE

TIME

DATE

TIME

DATE

TIME

Description: Age _____ Sex _____ Race _____ Height _____ Weight _____ Hair _____ Beard _____ Glasses _____

SIGNATURE OF PROCESS SERVER

SUBSCRIBED AND SWORN to before me this 21st day of February, 2023 by Deirdre Finch
Proved to me on the basis of satisfactory evidence to be the person(s) who appeared before me.

EXHIBIT**1**

SIGNATURE OF NOTARY PUBLIC

NOTARY PUBLIC for the state of

KARIMA JENKINS-GUZMAN
Notary Public
ST. CROIX, U.S. Virgin Islands
NP-585-22
My Commission Expires September 2, 2026

FILED
February 15, 2023 09:44 AM
SX-2023-CV-00052
TAMARA CHARLES
CLERK OF THE COURT

(CIVIL ACTION – ORIGINAL)

SUMMONS

IN THE SUPERIOR COURT OF THE VIRGIN ISLANDS DIVISION OF ST. CROIX

NICOLE WOOTEN,

Plaintiff,

v.

LIMETREE BAY TERMINALS d/b/a
OCEAN POINT TERMINALS, PORT
HAMILTON REFINING AND
TRANSPORTATION, WEST INDIES
PETROLEUM, LTD., and LIMETREE
BAY REFINERY, LLC, as a nominal
Defendant,

Defendants.

Civil No. SX-2023-CV-00052

ACTION FOR DAMAGES

JURY TRIAL DEMANDED

TO: Kye Walker, as the Resident Agent for West Indies Petroleum, Ltd.
ADDRESS: 16AA Church Stret, Christiansted, VI 00820

Within the time limited by law (see note below) you are hereby required to appear before this Court and answer to a complaint filed against you in this action and in case of your failure to appear or answer, judgment by default will be taken against you as demanded in the complaint for damages.

Witness my hand and the Seal of the Court this 15th day of February, 2023.

/s/ Lee J. Rohn

Lee J. Rohn, Esquire

VI Bar No. 52

Lee J. Rohn and Associates, LLC

1108 King Street, Suite 3 (mailing)

56 King Street, Third Floor (physical)

Christiansted, VI 00820

Telephone: (340) 778-8855

Facsimile: (340) 773-2954

Ms. Tamara Charles,
Clerk of the Court

By: 

Court Clerk II

Note: The defendant, if served personally, is required to file his answer or other defense with the Clerk of this Court, and to serve a copy thereof upon the plaintiff's attorney within twenty (20) days after service of this summons, excluding the date of service. The defendant, if served by publication or by personal service outside the jurisdiction, is required to file his answer or other defense with the Clerk of this Court, and to serve a copy thereof upon the attorney for the plaintiff within thirty (30) days after the completion of the period of publication or personal service outside of the jurisdiction.

(CIVIL ACTION – ORIGINAL)

RETURN OF SERVICE

I hereby certify that I received this summons on the 21st day of FEBRUARY, 2023, and that thereafter, on the 21st day of FEBRUARY, 2023, I did serve the same on the above-named defendant, Kyle Walker, Resident Agent by showing h _____ this original and by then delivering to h _____ a copy of the complaint and of the summons which were forwarded to me attached thereto.

Precious HARDCASTLE
Receptionist/Legal Assistant

afiel

Process Server

Deputy

RETURN OF NON-SERVICE

I hereby certify that I received this summons on the _____ day of _____, 2023, and that after making a careful, diligent search, the Defendant cannot be found in this jurisdiction.

Process Server

Deputy